

PUBLIC SERVICE COMMISSION OF WISCONSIN

Minutes and Informal Instructions of the Open Meeting of
Tuesday, May 11, 2010

The Public Service Commission of Wisconsin (Commission) met as noticed. Present were Chairperson Callisto, Commissioner Meyer, and Commissioner Azar.

Minutes

The Commission approved the minutes of the Open Meeting of Tuesday, April 27, 2010.

6690-UR-120 – Application of Wisconsin Public Service Corporation for Authority to Adjust Electric and Natural Gas Rates

The Commission approved the Notice of Proceeding and Prehearing Conference and directed it be signed by the Secretary to the Commission on behalf of the Commission.

5590-WR-106 – Application of South Milwaukee Water Utility, Milwaukee County, Wisconsin, for Authority to Increase Water Rates

The Commission approved the Notice of Proceeding and directed it be signed by the Secretary to the Commission on behalf of the Commission.

6680-FR-103 – Fuel Rules Proceeding to Adjust Wisconsin Power and Light Company Electric Rates Originally Set in Docket 6680-UR-117

The Commission approved the Notice of Proceeding and Hearing and directed it be signed by the Secretary to the Commission on behalf of the Commission.

4220-FR-104 – Fuel Rules Proceeding to Adjust Northern States Power Company – Wisconsin's Electric Rates Originally Set in Docket 4220-UR-116

The Commission opened docket 4220-FR-104 for Northern States Power Company-Wisconsin (NSPW) under the fuel rules, Wis. Admin. Code ch. PSC 116. NSPW's electric rates are subject to refund, with interest at 10.40 percent, pending a final decision.

The Commission approved the Notice of Proceeding and Order Setting Rates Subject to Refund and directed it be signed by the Secretary to the Commission on behalf of the Commission.

5-CE-137 – Application of Wisconsin Power and Light Company and Wisconsin Electric Power Company for a Certificate of Authority to Install a Selective Catalytic Reduction System for Nitrogen Oxide Removal on Unit 5 at the Edgewater Generating Station, Sheboygan County, Wisconsin

The Commission discussed the record in this docket and made determinations, including the following:

1. A Certificate of Authority to install a selective catalytic reduction system for nitrogen oxide removal on Unit 5 of the Edgewater Generating Station is approved.
2. The retirement of Unit 3 is not supported in this record.
3. No additional environmental upgrades will be required on Unit 5 at this time.
4. The issue of the sale of the minority ownership interest of Wisconsin Electric Power Company to Wisconsin Power & Light Company will be determined in a future docket.

The Commission directed the Gas and Energy Division to draft an order consistent with its discussion. Commissioner Azar indicated she would file a concurrence in this matter.

CLOSED SESSION – The Commission recessed the open meeting, went into closed session under Wis. Stat. § 19.85(1)(g) to discuss the litigation matter noted below with legal counsel, and reconvened the open meeting pursuant to Wis. Stat. § 19.85(2).

Ebbert, et al., v. Public Service Commission of Wisconsin, Calumet County Circuit Court Case No. 10-CV-136

Commissioner Meyer moved, pursuant to Wis. Stat. § 19.85 (a)(g), that the Commission convene in closed session to discuss the litigation matter with counsel. Commissioner Azar seconded the motion. The motion was carried and the Commission went into closed session.

After a discussion in closed session, the Commission reconvened in open session. No motion was made with respect to matters discussed in closed session.

Council Appointments

The Commission ratified the current appointments to the Wind Siting Council.

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The Commission ratified the current appointments to the Universal Service Fund Council.

The Commission adjourned the meeting at 11:45 a.m.

Sandra J. Paske
Secretary to the Commission